

Jeffrey S. Gerardo #146508
 Steven M. Dailey #163857
 KUTAK ROCK LLP
 5 Park Plaza, Suite 1500
 Irvine, CA 92614
 Telephone: (949) 417-0999
 Facsimile: (949) 417-5394
 Email: jeffrey.gerardo@kutakrock.com
 Email: steven.dailey@kutakrock.com

Attorneys for Defendants U.S. BANK
 NATIONAL ASSOCIATION, AS TRUSTEE,
 SUCCESSOR IN INTEREST TO BANK OF
 AMERICA NATIONAL ASSOCIATION, AS
 TRUSTEE, SUCCESSOR BY MERGER TO
 LASALLE BANK NATIONAL ASSOCIATION,
 AS TRUSTEE FOR STRUCTURED ASSET
 INVESTMENT LOAN TRUST MORTGAGE
 PASS-THROUGH CERTIFICATES, SERIES
 2004-BNC2 [erroneously sued as
 "BANK OF AMERICA N.A."], WELLS FARGO
 BANK, N.A. DBA AMERICA'S SERVICING
 COMPANY and MORTGAGE ELECTRONIC
 REGISTRATION SYSTEMS, INC.

**UNITED STATES DISTRICT COURT
 FOR THE CENTRAL DISTRICT OF CALIFORNIA**

FRANCO MURILLO, an individual;

Plaintiff,

v.

BANK OF AMERICA, N.A., a
 National Association; MORTGAGE
 ELECTRONIC REGISTRATION
 SYSTEMS, INC., a Delaware
 corporation; WELLS FARGO
 BANK, N.A. dba AMERICA'S
 SERVICING COMPANY, a
 National Association; U.S. BANK
 NATIONAL ASSOCIATION, a
 National Association, JP MORGAN
 CHASE BANK, N.A., a National
 Association; ALL PERSONS
 UNKNOWN CLAIMING ANY
 LEGAL OR EQUITABLE RIGHT,
 TITLE, ESTATE, LIEN OR
 INTEREST IN THE PROPERTY
 DESCRIBED IN THE
 COMPLAINT ADVERSE TO
 PLAINTIFF'S TITLE THERETO;

Case No. 12-cv-04507 DDP (JCGx)

Assigned to:
 District Judge Dean D. Pregerson
 Courtroom: 3

Assigned Discovery:
 Magistrate Judge Jay C. Gandhi

JUDGMENT

Date Filed: May 23, 2012

CLOSED

1 and DOES 1-10, inclusive,
2 Defendants.

3
4 On March 22, 2013, the Court entered an order granting Defendants U.S.
5 BANK NATIONAL ASSOCIATION, AS TRUSTEE, SUCCESSOR IN
6 INTEREST TO BANK OF AMERICA NATIONAL ASSOCIATION, AS
7 TRUSTEE, SUCCESSOR BY MERGER TO LASALLE BANK NATIONAL
8 ASSOCIATION, AS TRUSTEE FOR STRUCTURED ASSET INVESTMENT
9 LOAN TRUST MORTGAGE PASS-THROUGH CERTIFICATES, SERIES 2004-
10 BNC2's, WELLS FARGO BANK, N.A. DBA AMERICA'S SERVICING
11 COMPANY's, and MORTGAGE ELECTRONIC REGISTRATION SYSTEMS,
12 INC.'s, [*collectively* "Lender Defendants"] Motion to Dismiss Plaintiff FRANCO
13 MURILLO's First Amended Complaint.

14 Therefore, IT IS HEREBY ORDERED, ADJUDGED AND DECREED that
15 the above-entitled action be, and hereby is dismissed, with prejudice, as to Lender
16 Defendants and that a Judgment of Dismissal be entered in favor of Lender

17 ///

18 ///

19 ///

20 ///

21 ///

22 ///

23 ///

24 ///

25 ///

26 ///

27 ///

28 ///

1 Defendants and against Plaintiffs. Based on said judgment, Plaintiffs shall take
2 nothing by way of the First Amended Complaint against Lender Defendants, or any
3 of them.

4 **SO ORDERED:**

5
6 Date: April 18, 2013



Honorable Dean D. Pregerson
U.S. District Judge

7
8 Respectfully submitted:
9 KUTAK ROCK LLP

10 By: /s/ Steven M. Dailey

11 Jeffrey S. Gerardo
12 Steven M. Dailey
13 Attorneys for Defendants
14 U.S. BANK NATIONAL ASSOCIATION,
15 AS TRUSTEE, SUCCESSOR IN INTEREST
16 TO BANK OF AMERICA NATIONAL
17 ASSOCIATION, AS TRUSTEE, SUCCESSOR
18 BY MERGER TO LASALLE BANK NATIONAL
19 ASSOCIATION, AS TRUSTEE FOR
20 STRUCTURED ASSET INVESTMENT LOAN
21 TRUST MORTGAGE PASS-THROUGH
22 CERTIFICATES, SERIES 2004-BNC2,
23 WELLS FARGO BANK, N.A. DBA
24 AMERICA'S SERVICING COMPANY and
25 MORTGAGE ELECTRONIC REGISTRATION SYSTEMS, INC.
26
27
28